

## 2024 Current Fiscal Year Report: Native American Employment and Training Council

Report Run Date: 04/24/2024 11:10:00 PM

### 1. Department or Agency

Department of Labor

### 2. Fiscal Year

2024

### 3. Committee or Subcommittee

Native American Employment and Training Council

### 3b. GSA

### Committee No.

1409

### 4. Is this New During Fiscal Year?

No

### 5. Current Charter

07/14/2023 07/14/2025

### 6. Expected Renewal Date

### 7. Expected Term Date

### 8a. Was Terminated During Fiscal Year?

No

### 8b. Specific Termination Authority

### 8c. Actual Term Date

### 9. Agency Recommendation for Next Fiscal Year

Continue

### 10a. Legislation Req to Terminate?

Not Applicable

### 10b. Legislation Pending?

Not Applicable

### 11. Establishment Authority

Statutory (Congress Created)

### 12. Specific Establishment Authority

29 U.S.C. 3221(i)(4)

### 13. Effective Date

01/03/2014

### 14. Committee Type

Continuing

### 14c. Presidential?

No

### 15. Description of Committee

### 16a. Total Number of Reports

No Reports for this Fiscal Year

### 17a. Open

0

### 17b. Closed

0

### 17c. Partially Closed

0

### Other Activities

0

### Meetings and Dates

No Meetings

Current Next  
FY FY

<b>18a(1). Personnel Pmts to Non-Federal Members</b>	\$0.00	\$0.00
<b>18a(2). Personnel Pmts to Federal Members</b>	\$0.00	\$0.00
<b>18a(3). Personnel Pmts to Federal Staff</b>	\$0.00	\$0.00
<b>18a(4). Personnel Pmts to Non-Member Consultants</b>	\$0.00	\$0.00
<b>18b(1). Travel and Per Diem to Non-Federal Members</b>	\$0.00	\$0.00
<b>18b(2). Travel and Per Diem to Federal Members</b>	\$0.00	\$0.00
<b>18b(3). Travel and Per Diem to Federal Staff</b>	\$0.00	\$0.00
<b>18b(4). Travel and Per Diem to Non-member Consultants</b>	\$0.00	\$0.00
<b>18c. Other(rents,user charges, graphics, printing, mail, etc.)</b>	\$0.00	\$0.00
<b>18d. Total</b>	\$0.00	\$0.00
<b>19. Federal Staff Support Years (FTE)</b>	0.00	0.00

**20a. How does the Committee accomplish its purpose?**

The Native American Employment and Training Council (Council) advises the Secretary of Labor on the operation and administration of the Workforce Innovation and Opportunity Act (WIOA) Section 166, Indian and Native American programs, including, but not limited to, establishing regulations to carry out Section 166, performance measures for entities receiving assistance under Section 166, and developing a funding distribution plan that takes into consideration previous levels of funding to those entities. The Council continues to provide critical guidance on all aspects of WIOA. It is expected that the Council will continue to play an integral role in the administration of WIOA programs for

Indian communities. While the Council is subject to the Federal Advisory Committee Act (FACA), WIOA establishes the Council as a permanent council, exempting it from FACA's biennial charter renewal requirements. However, the Department reviews the charter biennially to determine whether any revisions or updates are appropriate.

**20b. How does the Committee balance its membership?**

The charter provides that, except as otherwise required by law, committee membership is consistent with the applicable FACA regulations, as follows: a) membership on the Council will be fairly balanced; b) members will come from a cross-section of those directly affected, interested, and qualified as appropriate to the nature and functions of the Council; c) the composition of the committee will therefore depend upon several factors, including i) the committee's mission; ii) the geographic, ethnic, social, economic, or scientific impact of the advisory committee's recommendations; iii) the types of specific perspectives required; iv) the need to obtain divergent points of view on the issues before the committee, such as, for example, those of consumers, technical experts, the public at-large, academia, business, or other sectors; and v) the relevance of State, local or tribal governments to the development of the committee's recommendations. The membership of the Council shall, to the extent practicable, represent all geographic areas of the United States with a substantial Indian, Alaska Native, or Native Hawaiian population, and includes representatives of tribal governments and of non-reservation Native American organizations that have expertise in the areas of secondary and post secondary education, health care, business, and economic

development.

**20c. How frequent and relevant are the Committee Meetings?**

The charter provides for at least two annual meetings. Council workgroups are composed of Tribal Council members and grantee staff; they provide guidance on the administration of WIOA Section 166 in areas such as policy development, designation, performance, and ETA initiatives.

**20d. Why can't the advice or information this committee provides be obtained elsewhere?**

The Council was established by the Job Training Partnership Act Amendments of 1992 as the primary vehicle to be used by the Secretary and the Assistant Secretary for Employment and Training to consult with the Indian and Native American employment and training community. The Council's advisory role was continued under the Workforce Innovation and Opportunity Act because the Council provides a comprehensive forum for consultation that cannot be achieved by other means. Likewise, WIOA also mandates the Council.

**20e. Why is it necessary to close and/or partially closed committee meetings?**

No meetings of the current Council have been closed to the public. A period for public comment is always on the meeting agenda for approximately two hours.

**21. Remarks**

None.

**Designated Federal Officer**

Nathaniel D. Coley Division Chief

Committee Members	Start	End	Occupation	Member Designation
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Bernal, Jacob	03/10/2022	03/10/2024	Executive Director	Representative Member
Carroll, Kim	03/10/2022	03/10/2024	Education Director	Representative Member
Chaisson, Lora	03/10/2022	03/10/2024	Self Employed	Representative Member
Counce, Robin	03/10/2022	03/10/2024	Education Director	Representative Member
Edmo, Lorraine	03/10/2022	03/10/2024	former Executive Director	Representative Member
Hibbeler, Patricia	03/10/2022	03/10/2024	Executive Director	Representative Member
Houle, Robert	03/10/2022	03/10/2024	Health Director	Representative Member
Isaac, Shawn	03/10/2022	03/10/2024	Social Services	Representative Member
Lowry, Candace	03/10/2022	03/10/2024	Executive Director	Representative Member
Morales, Holly	03/10/2022	03/10/2024	477 grantee	Representative Member
Pahmahmie, Erwin	03/10/2022	03/10/2024	Executive Director	Representative Member
Peer, Angel	03/10/2022	03/10/2024	Section 166 grantee	Representative Member
Quintana, Joseph	03/10/2022	03/10/2024	Executive Director	Representative Member
Rickard, Gary	03/10/2022	03/10/2024	Vice Chairman	Representative Member
Seven, Kay	03/10/2022	03/10/2024	Adult Education Director	Representative Member
Waldron, Darrell	03/10/2022	03/10/2024	Executive Director	Representative Member
Whitman, Winona	03/10/2022	03/10/2024	Executive Director	Representative Member
Wojnas, Jacob	03/10/2022	03/10/2024	Business	Representative Member

**Number of Committee Members Listed: 18**

### **Narrative Description**

The NAETC advises the Secretary of Labor and Assistant Secretary of the Employment and Training Administration on the operation and administration of the Workforce Innovation and Opportunity Act (WIOA), Section 166 program.

**What are the most significant program outcomes associated with this committee?**

Checked if  
Applies

Improvements to health or safety	<input type="checkbox"/>
Trust in government	<input checked="" type="checkbox"/>
Major policy changes	<input checked="" type="checkbox"/>
Advance in scientific research	<input type="checkbox"/>
Effective grant making	<input checked="" type="checkbox"/>
Improved service delivery	<input checked="" type="checkbox"/>
Increased customer satisfaction	<input checked="" type="checkbox"/>
Implementation of laws or regulatory requirements	<input checked="" type="checkbox"/>
Other	<input type="checkbox"/>

**Outcome Comments**

N/A.

**What are the cost savings associated with this committee?**

Checked if Applies

None	<input checked="" type="checkbox"/>
Unable to Determine	<input type="checkbox"/>
Under \$100,000	<input type="checkbox"/>
\$100,000 - \$500,000	<input type="checkbox"/>
\$500,001 - \$1,000,000	<input type="checkbox"/>
\$1,000,001 - \$5,000,000	<input type="checkbox"/>
\$5,000,001 - \$10,000,000	<input type="checkbox"/>
Over \$10,000,000	<input type="checkbox"/>
Cost Savings Other	<input type="checkbox"/>

**Cost Savings Comments**

N/A.

**What is the approximate Number of recommendations produced by this committee for the life of the committee?**

64

**Number of Recommendations Comments**

The Council advises the Secretary of Labor and Assistant Secretary of the Employment and Training Administration on the operation and administration of the WIOA, Section 166

program. In FY15, the Council submitted six recommendations. In August 2016, the Council submitted four resolutions and four additional recommendations through a consensus vote. In April 2020, the Council submitted one recommendation through a consensus vote. On September 22, 2021, the Council submitted eight recommendations to DOL that were adopted by consensus vote at its June 2021 meeting. A response was sent to the NAETC on June 13, 2022. Of the 8 recommendations, four were supported in full including Nos. 4, 5, 6, and 7. The recommendations were to 4) honor the federal trust obligations for tribes; 5) to continue to provide strong training and technical assistance; 6) Advance self-sufficient communities, and 7) to allow waivers for performance indicators established under WIOA; and four were determined to be partially implemented and supported indirectly through the Department's initiatives including Nos. 1, 2, 3 and 8. On July 19, 2023, the Council submitted four recommendations to DOL that were adopted by consensus vote at its May 2023 meeting. A response was sent to the NAETC on September 19, 2023. Three of the four recommendations were fully supported, including Nos. 2, 3, and 4. The recommendations were to propose modifications to the Workforce Innovation and Opportunity Act (2), implement a Tribal "Yes WIOA Can" Campaign (3), and host a Tribal Good Jobs Summit (4).

**What is the approximate Percentage of these recommendations that have been or will be Fully implemented by the agency?**

18%

**% of Recommendations Fully Implemented Comments**

N/A.

**What is the approximate Percentage of these recommendations that have been or will be Partially implemented by the agency?**

29%

**% of Recommendations Partially Implemented Comments**

A recommendation to negotiate the primary indicators required for the Indian and Native American Program grantees and to assist in developing a culturally amenable system of reporting is part of the rulemaking record. The Department responded in writing and issued guidance in a Training and Employment Guidance Letter to support the additional performance indicators developed and recommended by the Council and to exercise the Secretary's waiver authority for both the Section 166 youth and adult programs. The Department has sought an increase in funding for the Indian and Native American Program, has worked with other agencies that received additional appropriations to increase tribal access to funding opportunities, is hiring additional staff, and has provided

a variety of technical assistance to the authorizing committee for WIOA to continue until replacements are made.

**Does the agency provide the committee with feedback regarding actions taken to implement recommendations or advice offered?**

Yes ☒ No ☐ Not Applicable ☐

**Agency Feedback Comments**

The NAETC DFO provides agency feedback after Departmental evaluation of recommendations.

**What other actions has the agency taken as a result of the committee's advice or recommendation?**

Checked if Applies

Reorganized Priorities	<input type="checkbox"/>
Reallocated resources	<input type="checkbox"/>
Issued new regulation	<input type="checkbox"/>
Proposed legislation	<input type="checkbox"/>
Approved grants or other payments	<input type="checkbox"/>
Other	<input checked="" type="checkbox"/>

**Action Comments**

Recommendations were submitted in the form of resolutions and letters to the Secretary. The recommendations related to the WIOA regulations became a part of the Final Rule issued in August 2016. The Department agreed to support the additional performance indicators presented by the Council and exercise the Secretary's waiver authority for both the adult and youth program.

**Is the Committee engaged in the review of applications for grants?**

No

**Grant Review Comments**

N/A.

**How is access provided to the information for the Committee's documentation?**

Checked if Applies

Contact DFO	<input checked="" type="checkbox"/>
Online Agency Web Site	<input checked="" type="checkbox"/>



Online Committee Web Site



Online GSA FACA Web Site



Publications



Other



**Access Comments**

N/A.